

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF RHODE ISLAND

FELIPPO L. ACETO and JENNIFER J.
ACETO,

Plaintiffs,

v.

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC., ALIAS,
FEDERAL NATIONAL MORTGAGE
ASSOCIATION, ALIAS, and BAC HOME
LOANS SERVICING, LP,

Defendants.

Civil Action No. 1:11-cv-00046-ML-LDA

**DEFENDANTS' MOTION FOR LEAVE TO FILE SECOND NOTICE
OF SUPPLEMENTAL AUTHORITY IN SUPPORT OF
THEIR MOTION FOR JUDGMENT ON THE PLEADINGS**

Defendants Mortgage Electronic Registration Systems, Inc. ("MERS") and BAC Home Loans Servicing, LP ("BAC") (collectively, "Defendants") respectfully move this Court for leave to file the attached proposed Second Notice of Supplemental Authority (attached hereto as Exhibit 1) in support of Defendants' Motion for Judgment on the Pleadings (Docket No. 9). Defendants set forth their support for this Motion in the attached proposed Second Notice of Supplemental Authority.

WHEREFORE, Defendants respectfully request the Court grant this Motion for Leave to File their Second Notice of Supplemental Authority.

Respectfully submitted,

MORTGAGE ELECTRONIC
REGISTRATION SYSTEMS, INC. and BAC
HOME LOANS SERVICING, LP

By their attorneys,

/s/ John B. Daukas

John B. Daukas (# 5437)
GOODWIN PROCTER LLP
EXCHANGE PLACE
53 State Street
Boston, Massachusetts 02109
Tel.: 617.570.1000
Fax: 617.523.1231
jdaukas@goodwinprocter.com

Harris K. Weiner (# 3779)
Salter McGowan Sylvia & Leonard, Inc.
321 South Main Street, Suite 301
Providence, RI 02903
Office: 401-274-0300
Fax: 401-453-0073
hweiner@smsllaw.com

Dated: April 7, 2011

CERTIFICATE OF SERVICE

I, John B. Daukas, hereby certify that on April 7, 2011, a copy of the foregoing document, filed through the CM/ECF system, will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies shall be served by first class mail postage prepaid on parties listed on the NEF as not receiving electronic notice.

/s/ John B. Daukas
John B. Daukas